

July 2, 2012

The Winnebago County Board of Supervisors met in session at 9:00 A.M. July 2, 2012, adjourned from June 25, 2012.

Present: Supervisors Stensrud, Durby and Wubben

Absent:

On a motion by Wubben and seconded by Stensrud the Supervisors moved to approve the minutes for the June 2, 2012 Board Meeting and amend the agenda for the July 2, 2012 meeting to include a Public Hearing for DD 5 Lat 29 at 10:00 A.M. All voted aye. Motion carried.

On a motion by Stensrud and seconded by Wubben the Supervisors moved to approve the use of Courthouse grounds for Puckerbrush and the use of the LEC lawn contingent to the approval of Sheriff Doug Jenson. All voted aye. Motion carried.

The following claims were approved and ordered to be paid:

Cintas Corp	Supplies	67.56
Iowa Co Attorneys Assn	Education	270.00
Iowa Co Recorders Assn	Training	50.00
Next Generation Technologies	Services	3,790.58
Office Depot	Supplies	67.93
Thompson Courier-Rake Reg	Advertising	40.00
TSP Court Reporting	Services	122.35
Wubben, Warren	Mileage	231.40

On a motion by Stensrud and seconded by Wubben the Supervisors moved to approve the following Auditor's Transfers: #3490 from Rural Basic to Secondary Roads for \$45,778.45. All voted aye. Motion carried.

On a motion by Durby and seconded by Wubben the Supervisors moved to approve the fireworks permit for Riley Lewis from July 7, 2012 to July 8, 2012. All voted aye. Motion carried.

On a motion by Wubben and seconded by Stensrud the Supervisors moved to approve the following resolutions 1-5. All voted aye. Motion carried.

APPROPRIATIONS RESOLUTION

07-02-2012-01

WHEREAS, it is desired to make appropriations for each of the different officers and departments for the fiscal year beginning July 1, 2012 in accordance with Section 331.434, subsection 6, Code of Iowa.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Winnebago County, Iowa, as follows:

Section 1. The amounts itemized by fund and by department or office on the attached schedule are hereby appropriated from the resources of each fund so itemized, to the department or office listed in the first column on the same line of the attached schedule. Appropriations shall not exceed 100% percent of the total appropriation for each department.

Section 2. Subject to the provisions of other County procedures and regulations, and applicable state law, the appropriations authorized under Section 1 shall constitute authorization for the department or officer listed to make expenditures or incur obligations from the itemized fund, effective July 1, 2012.

Section 3. In accordance with Section 331.437, Code of Iowa, no department or officer shall expend or contract to expend any money or incur any liability or enter into any contract, which by its terms involves the expenditure of money for any purpose in excess of the amounts appropriated pursuant to this resolution.

Section 4. If at any time during the 2012-2013 budget year the Auditor shall ascertain that the available resources of a fund for that year will be less than said fund's total appropriations, she shall immediately so inform the Board and recommend appropriate corrective action.

Section 5. The Auditor shall establish separate accounts for the appropriations authorized in Section 1, each of which account shall indicate the amount of the appropriation, the amounts charged thereto, and the unencumbered balance. The Auditor shall report the status of such account to the applicable departments and officers quarterly during the 2012-2013 budget year.

Section 6. All appropriations authorized pursuant to this resolution lapse at the close of business June 30, 2013.

The above and foregoing resolution was adopted by the Board of Supervisors of Winnebago County, Iowa, on July 2, 2012.

Ayes: Durby, Wubben and Stensrud.
Nays: None

Terry Durby, Chairman

Attest: _____
Karla Niederkofler, Auditor

RESOLUTION
07-02-2012-02

Supervisor Stensrud offered the following resolution and moved its adoption.

The Winnebago County Board of Supervisors hereby resolves to appropriate One Hundred Percent (100%) of the funds for each of the County Offices and Departments as itemized and approved at the March 12, 2012, Winnebago County Budget Hearing for the fiscal year July 1, 2012 to June 30, 2013 and that the amounts appropriated shall be itemized in the same manner that the accounts are itemized on the records of the County Auditor pursuant to Chapter 331.433-440 of the 2003 Code of Iowa and laws amendatory thereof.

Supervisor Wubben offered a second.

Voting Aye: Durby, Wubben, Stensrud
Voting Nay: None

The Resolution adopted this 2nd day of July 2012.

Terry Durby, Chairman

Attest: _____
Karla Niederkofler, Auditor

RESOLUTION FOR INTERFUND OPERATING TRANSFER
07-02-2012-03

WHEREAS, it is desired to authorize the Auditor to periodically transfer sums from the general basic and rural basic fund to the secondary road fund during the 2012-2013 budget year, and

WHEREAS, said transfers must be in accordance with Section 331.432, Code of Iowa,

NOW THEREFORE BE IT RESOLVED by the Board of Supervisors of Winnebago County, Iowa, as follows:

Section 1. The total maximum transfer from the rural services basic fund to the secondary road fund for the fiscal year beginning July 1, 2012 shall not exceed the sum of \$992,411.00.

Section 2. Within 30 days of being notified of the apportionment of current property taxes, state replacements against levied property taxes, mobile home taxes, military service tax credit replacements, or livestock credit replacements to the general basic or rural services basic funds, the Auditor shall order a transfer from said fund to the secondary road fund.

Section 3. The amount of the transfer required by Section 2 shall be equal to the apportionment made under Section 2 to the general basic or rural services basic fund, respectively, multiplied by the ratio of said fund's total maximum transfer to the secondary road fund, to the sum of said fund's total current property tax levy, total mobile home taxes, total military service tax credit replacements, and total livestock credit replacements.

Section 4. Notwithstanding the provisions of Section 2 and 3 of this resolution, total transfers to the secondary road fund shall not exceed the amounts specified in Section 1.

Section 5. Notwithstanding the provisions of Sections 2 and 3, the amount of any transfer shall not exceed available fund balances in the transferring fund.

Section 6. The Auditor is directed to correct her books when said operating transfers are made and to notify the Treasurer and County Engineer of the amounts of said transfers.

The above and foregoing resolution was adopted by the Board of Supervisors of Winnebago County, Iowa on July 2, 2012, the vote thereon being as follows:

Ayes: Durby, Wubben & Stensrud. Nays: None.

Terry Durby, Chairman

Attest: _____
Karla Niederkofler, Auditor

RESOLUTION PROPERTY TAX RATES
07-02-2012-4

Supervisor Stensrud offered the following resolution and moved its adoption.

The Winnebago County Board of Supervisors hereby resolves that the property tax rates upon assessed properties of Winnebago County Taxing Districts for taxes payable during the fiscal year July 1, 2012 to June 30, 2013 are hereby approved as calculated by the Winnebago County Auditor and approved by the Iowa Department of Management.

Supervisor Wubben offered a second.

Voting Aye: Durby, Wubben and Stensrud
Voting Nay: None

The Resolution adopted this 2nd day of July 2012.

Terry Durby, Chairman

Attest: _____
Karla Niederkofler, Auditor

Appropriated Property Tax Credits
07-02-2012-05

Supervisor Stensrud offered the following resolution, which was seconded by Supervisor Wubben.

Whereas, The State of Iowa has appropriated funding for property tax credits at less than 100% for the property taxes for the 2012-2013 FY.

Now Therefore Be It Resolved that Winnebago County will allow tax credits as per state funding reimbursement for property taxes payable for the 2012-2013 FY.

Voting aye: Durby, Wubben and Stensrud

Voting nay: None

The Resolution is hereby adopted.

Terry Durby, Chairman

Attest: _____

Karla Niederkofler, Auditor

Judy Brunsvold discussed dust control at Christianson Farms, spraying by the Conservation killed corn and thistles in a neighboring field. The Supervisors stated they would discuss the dust with Adam Sauer, County Attorney and Judy should speak to Robert Schwartz regarding the weeds and corn.

On a motion by Wubben and seconded by Durby the Supervisors moved to approve the Utility Permit with Windstream Communication, Inc. for placing fiber optic cable on 360th Street, Forest Township. All voted aye. Motion carried.

Jim Witt, Engineer and Trevor Wolf, EIT discussed secondary road and drainage district matters.

On a motion by Stensrud and seconded by Wubben the Supervisors moved to table the proposal from Veenstra & Kimm, Inc until next week. All voted aye. Motion carried.

At 10:00 A.M. on a motion by Wubben and seconded by Stensrud the Supervisors moved to open the Public Hearing for DD 5 Lat 29. All voted aye. Motion

carried. Present: Board of Supervisors Durby, Wubben and Stensrud, Karla Niederkofler, County Auditor, Kenneth M. Peterson, Trevor Wolf, EIT, Sam Jefson, Jim Witt, County Engineer, Sterling Young, Doug Jenson, John Hansen, Matt Gerdes, Jon West, Kris Colby and Teresa Nicholson, Winn-Worth Betco. There was discussion about the project. On a motion by Wubben and seconded by Stensrud, the Supervisors moved to close the Public Hearing. All voted aye. Motion carried.

On a motion by Stensrud and seconded by Wubben the Supervisors moved to approve the project on DD 5 Lat 29. All voted aye. Motion carried.

The Law Enforcement Center Committee and John Hansen discussed the needs assessment proposal for the Law Enforcement Center. On a motion by Stensrud and seconded by Wubben the Supervisors moved to proceed with the study proposed by Midwest Construction Consulting. All voted aye. Motion carried.

The session was adjourned until 9:00 A.M. July 9, 2012.

Terry Durby, Chairperson

Attest: _____
Karla Niederkofler, Auditor